

## REMARKS

Reconsideration of the present application is respectfully requested.

Claims 1-27 are pending in the application. It is gratefully acknowledged that Claims 11-14 and 24-27 remain allowed. It is also gratefully acknowledged that the Examiner has withdrawn the objection to Claim 24, and has withdrawn the rejections of Claims 1-8 and 15-22 that cited *Madour*.

The Examiner has rejected Claims 1, 6, 15 and 20 under 35 U.S.C. §102(e) as being anticipated by US Patent No. 6,580,699 to *Manning et al.* (hereinafter *Manning*). The Examiner has rejected Claims 2-3, 7-8, 16-17 and 21-22 under 35 U.S.C. §103(a) as being unpatentable over *Manning* in view of US Patent No. 6,707,809 to *Warrier et al.* (hereinafter *Warrier*). The Examiner has rejected Claims 4-5, 9-10, 18-19 and 23 under 35 U.S.C. §103(a) as being unpatentable over *Manning* in view of U.S. Patent No. 6,556,820 to *Le et al.* (hereinafter *Le*).

Regarding the §102(e) rejection of Claims 1, 6, 15 and 20, Applicants respectfully traverse. In particular, Claim 1 recites updating the dormant state (DS) information for the mobile station (MS) so as to connect the target BSC to the source BSC. Applicants respectfully assert that the Examiner's allegation that this limitation is anticipated by col.2, lns. 7-12 of *Manning* is incorrect. That passage does not anticipate updating the DS information so as to connect the target BSC to the source BSC.

In addition, *Manning* discloses a system and method for maintaining or establishing an R-P connection after a mobile station (MS) roams from the control of an old base station controller (BSC) to that of a new BSC. The R-P connection indicates a connection between radio network (RN) and Packet data serving node (PDSN). *Manning* fails to disclose several recitations of the rejected claims. In order to anticipate the rejected claims, *Manning* must disclose all of the limitations thereof; however, *Manning* fails to disclose updating the dormant state information corresponding to the changes (transmitting a location registration information, requesting transmission/receipt of packet data) of the mobile station in the dormant state, some or all of

which are embodied in Claims 1, 6, 15 and 20. These rejected claims also recite updating the dormant state information. In contrast, *Manning* discloses updating the location information. For at least the foregoing reasons, Applicants respectfully assert that *Manning* does not anticipate Claims 1, 6, 15 and 20. Accordingly, withdrawal of the §102(e) rejection is respectfully requested.

Regarding the §103(a) rejections, Applicants respectfully assert that these rejections are incorrect at least in view of the remarks above with respect to the §102(e) rejection of Claims 1, 6, 15 and 20, and further, since *Warrier* fails to cure the stated deficiencies of *Manning* as to the rejection of Claims 2-3, 7-8, 16-17 and 21-22, and since *Le* fails to cure the stated deficiencies of *Manning* as to the rejection of Claims 4-5, 9-10, 18-19 and 23. Accordingly, withdrawal of the respective §103(a) rejections is respectfully requested.

Independent Claims 1, 6, 15 and 20 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2-5, 7-10, 16-19 and 21-23, these are likewise believed to be allowable by virtue of their dependence on their respective independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2-5, 7-10, 16-19 and 21-23 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-27, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Musella", with a long horizontal stroke extending to the right.

Michael J. Musella  
Reg. No. 39,310  
Attorney for Applicant

DILWORTH & BARRESE  
333 Earle Ovington Blvd.  
Uniondale, New York 11553  
Tel: (516) 228-8484  
Fax: (516) 228-8516

PJF/RCC/dr